

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

IN THE MATTER OF:

DILIP JANA
Plaintiff,

v.

WALMART, INC.,
Defendant.

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Civil Action No. 4:24-cv-00698-SDJ-BD

FILED

JUL 08 2025

CLERK, U.S. DISTRICT COURT
TEXAS EASTERN

**PLAINTIFF'S SUPPLEMENTAL NOTICE (Dkt 68) REGARDING DEMAND FOR
CLARIFICATION ON PRIVILEGE ASSERTION**

Pro Se Plaintiff Dr. Dilip Jana respectfully files this Supplemental Notice to preserve the record and supplement Plaintiff's Notice of Demand for Clarification Regarding Privilege Assertion (Dkt. 68) filed on June 30, 2025, concerning Defendant Walmart Inc.'s assertion of attorney-client privilege and/or work product protection over EXHIBIT 2 (Complaint, Dkt. 13, PageID# 299) and other documents currently withheld.

As detailed in Dkt. 68 and the Demand for Clarification served on June 30, 2025 (attached there as Exhibit A), Plaintiff requested that Defendant clarify its position regarding its privilege assertion over EXHIBIT 2 and other withheld documents, and produce a Rule 26(b)(5)(A) privilege log certified under Rule 26(g) by Walmart's lead counsel, Peter Wahby, by 5:00 p.m. Central Time on July 7, 2025. As of the filing of this Supplemental Notice, it is **July 8, 2025, at 3:00 p.m. Central**, and Plaintiff has not received any response or clarification from Walmart. Plaintiff files this Supplemental

Notice to ensure the record is clear that Walmart failed to provide the requested clarification, certification, or privilege log within the stated deadline, despite Plaintiff's good-faith efforts to confer under Rule 37(a)(1). Plaintiff reserves all rights to seek discovery sanctions under Rule 37 and will note Defendant's failure to clarify its position in any forthcoming filings.

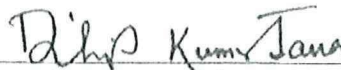
Plaintiff further notes for the record that in Dkt. 51, Walmart's first Motion for Protective Order, on April 4, 2025 Walmart stated:

"Rather, Walmart seeks entry of a protective order to provide the parties with clear guidelines for the handling of confidential information, to facilitate orderly and efficient discovery, and to prevent the unharnessed disclosure of sensitive information."

Plaintiff notes that Walmart's current failure to clarify its privilege assertion and produce a privilege log, despite Plaintiff's demand and while a protective order is now in place, is inconsistent with Walmart's stated goal of facilitating orderly and efficient discovery.

Dated: July 8, 2025

Respectfully Submitted,



DILIP JANA, Plaintiff

Pro Se

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800 Fairlawn St, Allen, TX, 75002

CERTIFICATE OF SERVICE

On July 8, 2025, a true and correct copy of the foregoing was served upon the following through the Court's CM/ECF system:

Peter S. Wahby
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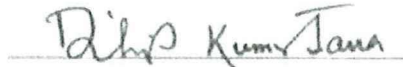
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Dated: July 8, 2025

Respectfully Submitted



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